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## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

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| <b>2001 Assembly Bill 374</b>                       | <b>Assembly<br/>Amendments 3 and 4</b> |
| Memo published: March 12, 2002                      |  |
| Contact: Don Salm, Senior Staff Attorney (266-8540) |  |

This memo analyzes Assembly Amendments 3 and 4 to 2001 Assembly Bill 374, relating to vehicles transporting human organs for transplantation, medical personnel for human organ harvesting or transplantation purposes, or medical devices or equipment for emergency purposes. Assembly Amendments 3 and 4 were adopted by the Assembly on voice votes, and the bill passed the Assembly on a voice vote. Subsequently, the bill was engrossed to include the test of Assembly Amendments 3 and 4. The Engrossed Bill is currently awaiting Senate action.

### Assembly Amendment 3

Current law generally prohibits any vehicle from being equipped with a flashing light. Exceptions to this prohibition include authorized emergency vehicles such as police vehicles, fire department vehicles, and ambulances. This amendment adds to this list of excepted emergency vehicles “privately owned” motor vehicles used by an organ procurement organization or any person under an agreement with an organ procurement organization.

Current law prohibits an operator of an authorized emergency vehicle from using the warning lights on the vehicle, except when responding to an emergency call or when in pursuit of an actual or suspected violator of the law, when responding to but not upon returning from a fire alarm, or when necessarily parked in a position which is likely to be hazardous to traffic. The amendment adds to this list authorized emergency vehicles when transporting an organ for human transplantation, when transporting medical personnel for the purpose of performing human organ harvesting or transplantation immediately after the transportation.

### Assembly Amendment 4

Current law defines the term “authorized emergency vehicle” for purposes of the Motor Vehicle Code. The amendment adds the following type vehicle to this definition: Privately owned motor vehicles being operated in the course of a business and being used, in response to an emergency call

from a treating physician or his or her designee declaring the transportation to be an emergency, to transport medical devices or equipment to a hospital or ambulatory surgery center, or to pick up medical devices or equipment for immediate transportation to a hospital or ambulatory surgery center, if the medical devices or equipment are to be used for human implantation or for urgent medical treatment immediately after the transportation.

The amendment adds to the list of vehicles which may be equipped with flashing, oscillating, or rotating red lights privately owned motor vehicles under the above-described addition to the definition of authorized emergency vehicles, privately owned motor vehicles which are being used to transport or pick up medical devices or equipment.

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